

PROOF

STATE OF IOWA

House Journal

WEDNESDAY, FEBRUARY 5, 2003

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(The official bound copy will be available after a reasonable time upon adjournment.)

JOURNAL OF THE HOUSE

Twenty-fourth Calendar Day - Seventeenth Session Day

Hall of the House of Representatives
Des Moines, Iowa, Wednesday, February 5, 2003

The House met pursuant to adjournment at 8:50 a.m., Speaker Rants in the chair.

Prayer was offered by Reverend Corey Miller, pastor of the Church of Christ, Carroll. He was the guest of Representative Rod Roberts of Carroll County.

The Journal of Tuesday, February 4, 2003 was approved.

INTRODUCTION OF BILLS

[House File 119](#), by Petersen, Ford, D. Olson, Jochum, Wendt, Murphy, Stevens, Dandekar, Fallon, T. Taylor, Myers, Gaskill, McCarthy, Oldson, Heddens, Greimann, Frevert, Connors, and D. Taylor, a bill for an act providing for civil rights enforcement concerning employment rights of persons exercising their rights under the federal Family and Medical Leave Act.

Read first time and referred to committee on **commerce, regulation and labor**.

[House File 120](#), by Elgin, a bill for an act relating to the exclusion of certain nonprofit transitional housing from forcible entry and detainer actions and remedies.

Read first time and referred to committee on **judiciary**.

[House File 121](#), by Heaton, a bill for an act requiring an assessment of eligibility for certain third-party payor funding of health care facility services by licensed health care facilities.

Read first time and referred to committee on **human resources**.

[House File 122](#), by Huser, a bill for an act creating a presumption of owner consent when the child of an owner operates the owner's motor vehicle.

Read first time and referred to committee on **transportation**.

[House File 123](#), by Mertz, a bill for an act relating to the establishment of a centralized reporting and education program for sepsis.

Read first time and referred to committee on **human resources**.

[House File 124](#), by Alons, a bill for an act providing for an inflation factor adjustment to be added to authorized community college levies, and providing an applicability date provision.

Read first time and referred to committee on **education**.

[House File 125](#), by Rayhons, a bill for an act relating to county issuance of driver's licenses and nonoperator's identification cards by increasing the amount of the license fee retained by the county.

Read first time and referred to committee on **transportation**.

[House File 126](#), by Alons, Van Engelenhoven, and Tymeson, a bill for an act providing for the confidentiality of certain veterans' records maintained by county recorders.

Read first time and referred to committee on **local government**.

[House File 127](#), by Bell, a bill for an act requiring certain representation in the membership of governance boards of programs for decategorization of child welfare funding.

Read first time and referred to committee on **human resources**.

[House File 128](#), by Connors, a bill for an act relating to counseling for runaway children.

Read first time and referred to committee on **human resources**.

[House File 129](#), by Jacobs, a bill for an act requiring a credit reporting agency to provide a credit report to a consumer each year without charge.

Read first time and referred to committee on **commerce, regulation and labor**.

[House File 130](#), by Connors, a bill for an act relating to the voluntary admission and release of persons suffering from dementia or a dementia-related illness to inpatient psychiatric treatment.

Read first time and referred to committee on **judiciary**.

EXPLANATIONS OF VOTE

I was necessarily absent from the House chamber on Monday, February 3, 2003. Had I been present, I would have voted "aye" on [House File 66](#).

FREVERT of Palo Alto

I was necessarily absent from the House chamber on Monday, February 3, 2003. Had I been present, I would have voted "aye" on [House File 66](#).

STEVENS of Dickinson

I was necessarily absent from the House chamber on Monday, February 3, 2003. Had I been present, I would have voted "aye" on [House File 66](#).

D. TAYLOR of Linn

COMMUNICATION RECEIVED

The following communication was received and filed in the office of the Chief Clerk:

DEPARTMENT OF NATURAL RESOURCES

Annual accounting of money received and expended for the Hazardous Waste Remedial Fund and disposal sites, pursuant to Chapters 455B.425 and 455B.427, Code of Iowa.

SUBCOMMITTEE ASSIGNMENTS

[House File 67](#)

Human Resources: Heaton, Chair; Carroll and Foegen.

[House File 69](#)

Human Resources: Heaton, Chair; Carroll and Foegen.

[House File 111](#)

Human Resources: Roberts, Chair; Smith and Tymeson.

[House File 116](#)

Judiciary: Baudler, Chair; Dennis and Lensing.

HOUSE STUDY BILL SUBCOMMITTEE ASSIGNMENTS

[House Study Bill 64](#)

Economic Growth: Lukan, Chair; Lalk and Swaim.

[House Study Bill 65](#)

Natural Resources: J.R. Van Fossen, Chair; Boddicker, Granzow, Mertz and Whitaker.

[House Study Bill 66](#)

Natural Resources: Arnold, Chair; Bell and Freeman.

[House Study Bill 67](#)

Natural Resources: Lukan, Chair; Baudler and Davitt.

[House Study Bill 68](#)

Natural Resources: Granzow, Chair; Dix and McCarthy.

[House Study Bill 69](#)

Natural Resources: Rasmussen, Chair; Rayhons and D. Taylor.

[House Study Bill 70](#)

Local Government: Schickel, Chair; Connors and Maddox.

[House Study Bill 71](#)

Transportation: Klemme, Chair; Arnold, Cohoon, Huser and Van Engelenhoven.

[House Study Bill 72](#)

Judiciary: Dennis, Chair; Heaton and Winckler.

[House Study Bill 73](#)

Commerce, Regulation and Labor: Sands, Chair; Quirk and Watts.

[House Study Bill 74](#)

Judiciary: Maddox, Chair; Dennis and Swaim.

[House Study Bill 75](#)

Judiciary: Heaton, Chair; Hutter and Lensing.

[House Study Bill 76](#)

Judiciary: Eichhorn, Chair; Baudler and Reasoner.

[House Study Bill 77](#)

State Government: J. Drake, Chair; Connors, Elgin, Jones and Oldson.

[House Study Bill 78](#)

Judiciary: Boal, Chair; Reasoner and Schickel.

HOUSE STUDY BILL COMMITTEE ASSIGNMENTS

H.S.B. 79 Environmental Protection

Relating to construction requirements for disposal systems.

H.S.B. 80 Public Safety

Relating to the manufacture, delivery, possession with the intent to manufacture or deliver of conspiring to manufacture, deliver, or possess with the intent to manufacture or deliver flunitrazepam, and providing a penalty.

H.S.B. 81 Public Safety

Relating to possession of an alcoholic beverage by a person under legal age.

H.S.B. 82 Public Safety

Relating to using an emergency exit to facilitate a theft, and providing a penalty.

H.S.B. 83 Economic Growth

Creating a university-based research utilization program, providing tax credits, and making appropriations.

H.S.B. 84 Economic Growth

Relating to the enterprise zone program and including effective date provisions.

H.S.B. 85 Judiciary

Creating a private cause of action for certain consumer fraud violations.

H.S.B. 86 Judiciary

Creating the criminal offense of intellectual property counterfeiting, and providing a penalty.

H.S.B. 87 Public Safety

Relating to criminal law and procedure, including the criminal offenses of arson, communications by an arrested person, and harassment, and the sex offender registry.

H.S.B. 88 Public Safety

Relating to the state fire marshal's office of the department of public safety concerning the publication of administrative rule notices and explosives licensing and making criminal penalties applicable.

H.S.B. 89 Public Safety

Relating to the withdrawal of blood without a warrant from a person under arrest for an operating-while-intoxicated offense when the

arrest results from a traffic accident resulting in death or personal injury reasonably likely to cause death.

H.S.B. 90 Public Safety

Relating to conducting searches of persons on probation or parole and providing information to local law enforcement agencies and the state department of transportation.

H.S.B. 91 Public Safety

Relating to intelligence data and intelligence assessment dissemination to an agency, organization, or person.

H.S.B. 92 Public Safety

Relating to the criminal penalties for an assault on members of certain occupations.

H.S.B. 93 Public Safety

Expanding the criminal offense of possessing contraband in correctional institutions to include possessing contraband in a secure facility for the detention or custody of juveniles, a detention facility, or a jail.

H.S.B. 94 Public Safety

Relating to child endangerment offenses resulting in the death of a child or minor and providing a penalty.

H.S.B. 95 Public Safety

Requiring the department of corrections to pay vehicle depreciation expenses billed by the state fleet administrator.

H.S.B. 96 Public Safety

Establishing a criminalistics laboratory surcharge and creating a criminalistics laboratory fund, making an appropriation of surcharge moneys, and making related changes.

H.S.B. 97 Public Safety

Relating to enforcement of motor vehicle law provisions and making penalties applicable.

H.S.B. 98 Public Safety

Relating to the criminal offense of sexual exploitation of a minor.

H.S.B. 99 Agriculture

Relating to the Iowa agricultural development authority, by providing for administration, programs, and reporting.

H.S.B. 100 Transportation

Increasing the speed limit for vehicular traffic on interstate highways.

H.S.B. 101 Education

Relating to education, including development of quality education plans designed to facilitate rural school partnership opportunities, promotion of sharing of administrative services by school districts, and implementation of a pilot project involving an alternative teaching method for designated special education students, and providing an effective date.

RESOLUTIONS FILED

HR 9, by Bell, Eichhorn and Gipp, a resolution supporting a proposal to invite the Republic of China (Taiwan) to participate in the upcoming meeting of the World Health Assembly as an observer.

Laid over under **Rule 25**.

HR 10, by Alons, Boal, Rayhons, De Boef, Freeman, Baudler, Maddox, Tymeson, Greiner, Heaton, Chambers, Eichhorn, Hoffman, Raecker, J.K. Van Fossen, Dix, Huseman, Tjepkes, Boggess, Elgin, Paulsen, Lalk, Lukan, Jenkins, Jacobs, Granzow, D. Hanson

Rasmussen, Schickel, Upmeyer, Dolecheck, Hahn, J.R. Van Fossen, Hutter, S. Olson, Sands, Dennis, Drake, Klemme, Kramer, Kurtenbach and Arnold, a resolution to recognize February 6 as Ronald Reagan Day in the State of Iowa.

Laid over under **Rule 25**.

[HR 11](#), by Smith, Horbach, Winckler, Berry, Davitt, Huseman, Shoultz, Miller, Connors, Jones, Bell, Reasoner, Oldson, Heddens, Struyk, Frevert, Ford, D. Olson, Dandekar, Dennis, Granzow, Hanson, Swaim, Kuhn, Greiner, Hogg, Jochum, Foege, Murphy, Boal, Lensing, Osterhaus, Hoffman, Fallon, Watts, De Boef, Van Engelenhoven, Boggess, Hutter, Wendt, Myers, Quirk, T. Taylor, Thomas, Lykam, Maddox, Boddicker, Chambers, Tymeson, Whitaker, Alons, Lalk, Gaskill, Arnold, Rasmussen, D. Taylor, Bukta, Klemme, Gipp, Jacobs, Tjepkes, Wise, Stevens, Petersen, Dolecheck, Roberts, Eichhorn and Huser, a resolution to honor the Meskwaki Code Talkers who served in the United States Armed Forces in North Africa during World War II.

Laid over under **Rule 25**.

AMENDMENTS FILED

H-1008	H.F. 65	Shoultz of Black Hawk
H-1009	H.F. 65	Horbach of Tama
H-1010	H.F. 65	Baudler of Adair
H-1011	H.F. 65	Horbach of Tama

On motion by Gipp of Winneshiek the House adjourned at 8:58 a.m., until 8:45 a.m., Thursday, February 6, 2003.